

FORM ITA-621P
(REV 12-83)U.S. DEPARTMENT OF COMMERCE
INTERNATIONAL TRADE ADMINISTRATION**REPORT OF REQUEST FOR RESTRICTIVE TRADE PRACTICE OR BOYCOTT
SINGLE TRANSACTION**(For reporting requests described in Part 369 of the Export Administration
Regulations)

Pursuant to section 4A (b) (2) of the Export Administration Act of 1969, as amended (50 U.S.C. App. 2401 et seq.), information regarding the quantity, description, and value of any articles, materials and supplies, including technical data and other information, to which this report relates will be kept confidential when the reporting person certifies that disclosure would place a United States person involved at a competitive disadvantage, unless the Secretary of Commerce determines that disclosure thereof would not place such United States person at a competitive disadvantage or that it would be contrary to the national interest to withhold the information.

THIS SPACE FOR ITA USE

794125									
A		BATCH		5					
1		6		9		7		8	
MONTH/YEAR									
RSN		10		15		SUBSET		16 17	
RTP		18		27					
CLASS		28		FILING		55		TAG	
						70		80	

This report is required by law (50 U.S.C. App. §2407 (b) (2) P.L. 96-72; E.O. 12214; 15 C.F.R. Part (369). Failure to report can result both in criminal penalties, including fines or imprisonment, and administrative sanctions.

INSTRUCTIONS: Complete all items that apply. Assemble original report form and accompanying document(s) as a unit, and submit intact and unaltered. Assemble and submit a duplicate copy of report form and documents, marked with the legend "PUBLIC INSPECTION COPY." If the reporting firm certifies that disclosure of certain information specified in Item 10 below would result in competitive disadvantage, the public inspection copy (report form and accompanying documents) must be edited accordingly.

1a. Identify firm submitting this report:

Specify firm type:

Name: **J.D. Edwards World Solutions Co.** ☒ Exporter
 Address: **One Technology Way** ☐ Bank
 City, State and ZIP: **Denver, CO 80202** ☐ Forwarder
 Country (if other than USA): **80237** ☐ Carrier
 Telephone: **(303) 334-4000** ☐ Insurer
 Firm Identification No. (if known): **343818** ☐ Other **E**

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1b. Check any applicable box:

- ☐ Revision of a previous report (attach two copies of the previously submitted report)
☐ Resubmission of a deficient report returned by BTR (attach form letter that was returned with deficient report)
☐ Report on behalf of the person identified in Item 2
☐ Dual report on behalf of self and the person identified in Item 2

2. If you are authorized to report and are reporting on behalf of another U.S. person, identify that person (e.g., domestic subsidiary, controlled foreign subsidiary, exporter, beneficiary):

Name:

Address:

City, State and ZIP:

Country (if other than U.S.A.):

Type of firm: (see list in Item 1a)

Firm Identification No. (if known):

3. Identify exporting firm, unless same as Item 1a or 2:

Name:

Address:

City, State and ZIP:

Country (if other than U.S.A.):

Firm Identification No. (if known):

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4. (a) Name of boycotting country from which request originated:

Abu Dhabi U.A.E
 (b) Name of country directing inclusion of request, if different from (a) above:

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5. Name of country or countries against which request is directed:

Israel

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6. Reporting firm's reference number (e.g., letter of credit, customer order, invoice):

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7. Date firm received request: (use digits for month/day/year)

04/01/97

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8. Specify type(s) of document conveying the request:

☐ Request to carrier for blacklist certificate
 (submit two copies of blacklist certificate or transcript of request)

☐ Unwritten, not otherwise provided for
 (make transcript of request and submit two copies)

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☐ Letter of credit☐ Requisition/purchase order/accepted contract/shipping instruction☒ Bid invitation/tender/proposal/trade opportunity See Exhibit 1☐ Questionnaire (not related to a particular dollar value transaction)☐ Other written (specify) _____

Submit
two copies
of each
document
or relevant
page in
which the
request
appears

9. Decision on request: (Check one)

☐ Have not taken and will not take the action requested.☐ Have taken or will take the action requested.

☐ Have taken or will take the action requested and claim it is
 subject to a grace period (attach detailed explanation).

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☒ Have taken or will take the action requested but in a modified
 form (attach detailed explanation). See Exhibit 2

☐ Unable to report ultimate decision on the request at this time/and
 will inform the Bureau of Trade Regulation of the decision within
 ten days after decision is made.

#107-3097

Additional information: The firm submitting this report may, if it so desires, state on a separate sheet any additional information relating to the request reported or the response to that request. This statement will constitute a part of the report and will be made available for public inspection and copying.

10. Unless indicated otherwise by checkmark in the box below, I (we) certify that disclosure to the public of the information regarding quantity, description, and value of the commodities or technical data contained in Item 11 below would place a United States person involved at a competitive disadvantage, and I (we) request that it be kept confidential. I (We) certify that all statements and information contained in this report are true and correct to the best of my (our) knowledge and belief.

Sign here in ink Kathleen M. Heffernan
 Signature of person completing report

Type or print Kathleen M. HeffernanDate 7/28/97

(Name and title of person whose signature
 appears on line to left)

☒ (We) authorize public release of all information contained in this report.

Associate General Counsel
 (Remove stub from public inspection copy at perforation if confidentiality is requested in Item 10)

11. Describe the commodities or technical data involved, and specify quantity and value:

Description

Business Application Software

Quantity: 2 Applications: 1.) Financials

2.) Fixed Assets

Value to nearest whole dollar \$

Approximately ~~\$200,000.00 U.S.~~ \$400,000.00 U.S.

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21. WAIVER AND ASSIGNMENT**21.1 WAIVER**

No term, condition, right obligation or breach of the PURCHASE ORDER shall be waived or be deemed to have been waived unless such waiver is in writing and addressed to and accepted by the other party. Waiver of one term, condition, right, obligation or breach shall not constitute waiver of any other term, condition, right, obligation or breach unless otherwise specifically stated in writing and addressed to the other party.

21.2 ASSIGNMENT

SELLER shall have no right to assign the PURCHASE ORDER or any part thereof without the prior written consent of PURCHASER. Such assignment shall not release SELLER from any obligation, future default, breach or modification of any of the terms and conditions of the PURCHASE ORDER.

22. DUTY EXEMPTION

GOODS imported into Abu Dhabi by SELLER for PURCHASER's use may qualify for Duty Exemption. SELLER is requested to contact PURCHASER for the necessary documents.

23. PURCHASE ORDER INTERPRETATION

All questions on the part of SELLER concerning conflicts, anomalies, interpretation or clarification of the PURCHASE ORDER shall be submitted in writing to PURCHASER. All decisions and/or instructions and/or clarifications from PURCHASER shall be rendered in writing within a reasonable time after the date of such submission and shall be final unless appealed by SELLER in writing within ten (10) days from the receipt of such decisions and/or instructions and/or clarifications. Any disputes thereafter shall be settled pursuant to the provisions of the article hereinafter entitled "ARBITRATION".

24. BOYCOTT OF ISRAEL

a) In connection with the performance of the PURCHASE ORDER, SELLER acknowledges that the import and customs laws and regulations of the Emirate of Abu Dhabi and the U.A.E. shall apply to the supply and shipment of any products or components thereof to the United Arab Emirates. SELLER specifically acknowledges that the forementioned import and customs laws and regulations of the United Arab Emirates prohibit, among other things, the importation into the United Arab Emirates of products or components hereof:

- * Originating in Israel
- * manufactured, produced or furnished by companies under the laws of Israel
- * manufactured, produced or furnished by nationals or residents of Israel.

b) PURCHASER, at his own discretion, reserves his right to make the final, unilateral and specific selection of any proposed carriers, insurers, suppliers of services to be performed within the United Arab Emirates or of specific GOODS and/or SERVICES to be furnished in accordance with the terms and conditions of the PURCHASE ORDER.

EXHIBIT 2

Firm Submitting the Report:

J.D. Edwards World Solutions Company
8055 East Tufts Avenue
Denver, CO 80237

Additional Information for Item 9:

The clause to which J.D. Edwards was requested to agree is attached as Exhibit 1. To ensure full consistency with 15 C.F.R. § 760.3 (a) (1) and Supplement 1 to Part 760 of the Export Administration Regulations, J.D. Edwards requested the following changes to that proposed clause:

1. Change the heading of the clause to "Import Laws and Regulations" from "Boycott of Israel".
2. In the second bullet under subparagraph (a), insertion of the word "organized" after "companies" and before "under".
3. In the third line of subparagraph (b), insertion of "(to be performed within the United Arab Emirates)" after "SERVICES" and before "to be furnished".

Although the proposed customer has not yet decided on the bid, J.D. Edwards has advised the customer that it will agree to the provision only as modified above.